

BILL NO. G-94-05-01

GENERAL ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE COMMON COUNCIL OF THE  
CITY OF FORT WAYNE, INDIANA AMENDING THE  
CURFEW ORDINANCE OF THE CITY OF FORT  
WAYNE.

WHEREAS, the Common Council of the City of Fort Wayne has determined that the curfew times established in Sec. 130.15 of the Fort Wayne City Code of Ordinances are later than is reasonable for public safety under the conditions now found to exist in the City of Fort Wayne; and

WHEREAS, the Common Council of the City of Fort Wayne has determined that it is necessary to amend the present curfew ordinance in order to ensure the public safety of all of the citizens of Fort Wayne, including children covered by said ordinance; and

WHEREAS, in accordance with the terms of I.C. 31-6-4-2(D), "whenever a City or town determines that any curfew time established is later than is reasonable for public safety under the conditions found to exist in that city, the city may, by Ordinance, advance a curfew time within its jurisdiction by not more than two (2) hours"; and

WHEREAS, the Fort Wayne Common Council has determined that the current curfew time established is later than is reasonable for public safety under the conditions found to exist in the city.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Sec. 130.15 is hereby repealed and replaced with the following language:

"Sec. 130.15 CURFEW.

(A) It is a curfew violation for a child fifteen, sixteen or seventeen years of age to be in a public place:

(1) Between 12:00 A.M. and 5:00 A.M. on Saturday or Sunday; and

(2) After 10:00 P.M. on Sunday, Monday, Tuesday, Wednesday, or Thursday; or

(3) Before 5:00 A.M. on Monday, Tuesday, Wednesday, Thursday, or Friday.

(B) It is a curfew violation for a child under fifteen (15) years of age to be in a public place after 10:00 P.M. or before 5:00 A.M. on any day.

(C) This section does not apply to a child who is:

(1) Accompanied by his/her parent, guardian or custodian;

(2) Accompanied by an adult specified by his/her parent, guardian, or custodian; or

(3) Participating in, going to, or returning from:

(a) Lawful employment;

(b) A school sanctioned activity; or

(c) A religious event."

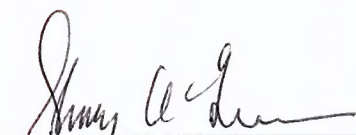
1                   SECTION 3. Severability.

2           If any provision or term of this article, or any application  
3           thereof, is held invalid, the invalidity shall not affect  
4           other applications of the provision or terms of this article  
          which reasonably can be given effect without the invalid  
          provision or term for the application thereof.

5           SECTION 4. That this Ordinance shall be in full force  
6           and effect from and after its passage and any and all  
7           necessary approval by the Mayor.

  
COUNCILMEMBER

8  
9           APPROVED AS TO FORM  
          AND LEGALITY.

10  
11             
12           \_\_\_\_\_  
13           Stanley A. Levine  
14           Legal Advisor to  
          Fort Wayne Common Council



Read the first time in full and on motion by \_\_\_\_\_,  
and duly adopted, read the second time by title and referred to the Committee on \_\_\_\_\_,  
(and the City Plan Commission for recommendation)  
and Public Hearing to be held after due legal notice, at the Common Council Conference  
Room 128, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_,  
the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_  
o'clock \_\_\_\_\_ M., E.S.T.

DATED: \_\_\_\_\_

SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by \_\_\_\_\_,  
and duly adopted, placed on its passage. PASSED LOST  
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	_____	_____	_____	_____
BENDER	_____	_____	_____	_____
CRAWFORD	_____	_____	_____	_____
EDMONDS	_____	_____	_____	_____
HALL	_____	_____	_____	_____
HAYHURST	_____	_____	_____	_____
HENRY	_____	_____	_____	_____
LUNSEY	_____	_____	_____	_____
RAVINE	_____	_____	_____	_____
SCHMIDT	_____	_____	_____	_____

DATED: \_\_\_\_\_

SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana,  
as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL)  
(ZONING) ORDINANCE RESOLUTION NO. \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

ATTEST:

SEAL

SANDRA E. KENNEDY, CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the  
\_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_,  
at the hour of \_\_\_\_\_, o'clock \_\_\_\_\_, M., E.S.T.

SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this \_\_\_\_\_ day  
of \_\_\_\_\_, 19\_\_\_\_, at the hour of \_\_\_\_\_  
o'clock \_\_\_\_\_ M., E.S.T.

PAUL HELMKE, MAYOR

Read the first time in full and on motion by Gia Quinta,  
and duly adopted, read the second time by title and referred to the  
Committee on Regulations (and the City Plan Commission  
for recommendation) and Public Hearing to be held after due legal notice, at  
the Common Council Council Conference Room 128, City-County Building, Fort  
Wayne,, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_  
\_\_\_\_\_, 19\_\_\_\_\_, at \_\_\_\_\_ o'clock  
\_\_\_\_\_, M., E.S.T.

DATED: 5-10-94 Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by \_\_\_\_\_,  
and duly adopted, placed on its passage. PASSED \_\_\_\_\_ LOST \_\_\_\_\_  
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES				
BRADBURY				
EDMONDS				
GiaQUINTA				
HENRY				
LONG				
LUNSEY				
RAVINE				
SCHMIDT				
TALARICO				

DATED: \_\_\_\_\_  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,  
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)  
(SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

ATTEST: (SEAL)

SANDRA E. KENNEDY, CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on  
the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_,  
at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_, M., E.S.T.

SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_,  
19\_\_\_\_, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

PAUL HELMKE, MAYOR



BILL NO. G-94-05-01

*Tabled*  
*May 24. 1984*

REPORT OF THE COMMITTEE ON  
REGULATIONS  
REBECCA J. RAVINE - MARK E. GIAQUINTA - CO-CHAIR  
DONALD J. SCHMIDT  
JANET G. BRADURY

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) OF THE COMMON COUNCIL  
OF THE CITY OF FORT WAYNE, INDIANA AMENDING THE CURFEW ORDINANCE OF THE  
CITY OF FORT WAYNE

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION  
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID  
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

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*Rebecca Ravine*  
*Don J. Schmidt*  
*Mark E. Giaquinta*

DATED:

Sandra E. Kennedy  
City Clerk